

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: November 21, 2007
Electronic Signature for David A. Gass: / David A. Gass #38,153 / David A. Gass

Docket No.: 28079/41785
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
David A. Fischhoff et al.

Application No.: 08/434,105

Confirmation No.: 2627

Filed: May 3, 1995

Art Unit: 1638

For: **SYNTHETIC PLANT GENES AND
METHOD FOR PREPARATION**

Examiner: A. R. Kubelik

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the Applicants request that the Patent and Trademark Office consider the references listed on the attached PTO/SB/08 during prosecution of this application, and make the references of record so that the references will appear among the "References Cited" on any patent to issue therefrom. Copies of references C306-C311 are enclosed herewith.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art."

This Information Disclosure Statement is filed before a final Office Action on the merits. Accordingly, the Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper

hereafter filed in this application by this firm) to our Deposit Account No. 13-2855, under Order No. 28079/41785. A duplicate copy of this paper is enclosed.

Dated: November 21, 2007

Respectfully submitted,

Electronic signature: /David A. Gass #38,153/
David A. Gass
Registration No.: 38,153
MARSHALL, GERSTEIN & BORUN LLP
233 S. Wacker Drive, Suite 6300
Sears Tower
Chicago, Illinois 60606-6357
(312) 474-6300
Attorney for Applicants